

<sup>1</sup> See [https://about.usps.com/postal-bulletin/2012/pb22345/html/info\\_007.htm](https://about.usps.com/postal-bulletin/2012/pb22345/html/info_007.htm) (viewed June 3, 2013).

this court entered the Order from which petitioner appeals and well within the 60 days permitted for filing such appeal. Fed. R. App. P. 4(a)(1)(B). Such date is, however, nearly two months before the postage applied thereto could have been purchased. With such in mind, the court will require the parties to submit affidavits concerning:

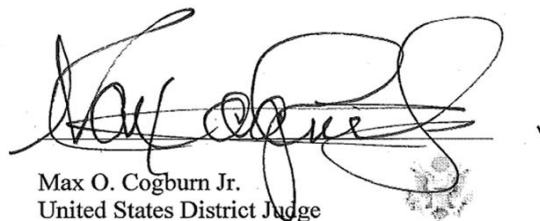
- (1) the date on which petitioner delivered her Notice of Appeal to prison authorities;
- (2) whether petitioner applied postage to such envelope before delivery of the Notice of Appeal to prison authorities; and
- (3) any policies or procedures concerning the application of postage to prisoner mail, and whether prison authorities *ever* place postage on mail on behalf of inmates.

Affidavits shall be filed within 14 days. Petitioner is advised that an affidavit is a written statement under oath; that is, a statement prepared in writing and sworn to before a notary public. An unsworn statement, made and signed under the penalty of perjury, may also be submitted. Affidavits or statements must be presented by petitioner to this court within the time provided in this Order and served on counsel for respondent as evidenced in a certificate of service attached to such affidavit(s).

### **ORDER**

**IT IS, THEREFORE, ORDERED** that the parties file affidavits consistent with the instructions in this Order within 14 days.

Signed: June 3, 2013



Max O. Cogburn Jr.  
United States District Judge